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ATTORNEYS FOR DEFENDANTS  
ARKADY VAYGENSBERG, LEONID TATARCHUK,  
STEFAN STEFANOV, ARKENSBERG, LLC,  
ROMANIROV, LLC, ELMWOOD VENTURES, LLC,  
NICHOLAS BARTHELEMY, AND  
BB NY OPERATIONS 357<sup>TH</sup> ST., LLC.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

MPROSIEMO LIMITED,

Plaintiff,

-against-

ARKADY VAYGENSBERG,  
LEONID TATARCHUK,  
STEFAN STEFANOV,  
ARKENSBERG, LLC,  
NIS, INC.,  
ROMANIROV, LLC  
ELMWOOD VENTURES, LLC  
NICHOLAS BARTHELEMY,  
GEORGE V. EATERTAINMENT, S.A.  
JOHN DOES 1 through 10,

Defendants,

and

BB NY OPERATIONS 357<sup>th</sup> St. LLC,

Nominal Defendant.

**CASE NO. 17-CV-3745(KBF)**

**NOTICE OF MOTION**

PLEASE TAKE NOTICE that upon the accompanying Declaration of Paul S. Hugel dated June 23, 2017 and the accompanying Memorandum of Law, the undersigned attorneys for Defendants Arkadiy Vaygensberg, Leonid Tatarchuk, Stefan Stefanov, NIS, Inc., and Nicholas Barthelemy shall move this Court, before the Honorable Katherine B. Forrest, United States District Court Judge for the Southern District of New York, at the United States Courthouse located at 500 Pearl Street, New York, New York 10007, at a date and time set by the Court, for an Order pursuant to Rule 12(b)(1), (2), and (5) of the Federal Rules of Civil Procedure granting Defendants' motion to dismiss the complaint, with prejudice, and for such other and further relief as the Court deems just and proper.

Dated: New York, New York  
June 23, 2017

CLAYMAN & ROSENBERG LLP  
ATTORNEYS FOR DEFENDANTS  
ARKADIY VAYGENSBERG, LEONID  
TATARCHUK, STEFAN STEFANOV,  
ARKENSBERG, LLC, ROMANIROV, LLC,  
ELMWOOD VENTURES, LLC, AND  
NICHOLAS BARTHELEMY

By:



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